

RECEIVED
CENTRAL FAX CENTER
AUG 11 2008

FTO/85/87 (08-08)
Approved for use through 08/31/2008. OMB 0631-0034
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmisslon under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on August 11, 2008
Date



Signature

Roseanna Kaplan

Typed or printed name of person signing Certificate

N/A

Registration Number, if applicable

202-419-7000

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

*Notice of Appeal in Serial No. 10/539,293
(Docket No. 7863/84347)*

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1480, Alexandria, VA 22313-1480. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER
AUG 11 2008

MAIL STOP AF
REPLY UNDER 37 C.F.R. §1.116
EXPEDITED CONSIDERATION REQUESTED
PATENT
7863/84347

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Johannes BRUSKE et al. Confirmation: 7521
Serial No.: 10/539,293 Art Unit: 3765
Filed: June 16, 2005 Examiner: R. Muromoto, Jr.
For: METAL HEALD FRAME AND HEALD SHAFT FOR A LOOM

NOTICE OF APPEAL

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22314

August 11, 2008

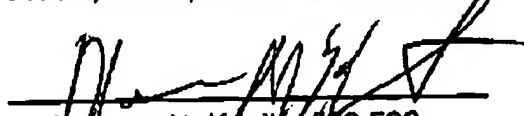
Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences the decision of the Examiner in the final Office Action mailed April 11, 2008, finally rejecting claims 7-9 and 12-16.

Applicants hereby request a one-month extension of time in which to file this appeal. Please charge the Notice of Appeal fee of \$510 and the one-month extension fee of \$120 to counsel's Deposit Account No. 06-1135. The Commissioner is hereby authorized to charge any additional fee required to effect entry of this Notice of Appeal to said deposit account.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY


Norman N. Kunitz #20,586

Customer No. 42798
One Lafayette Centre
1120 - 20th Street, NW, Suite 760, South
Washington, DC 20036
(202) 419-7000 (telephone)
(202) 419-7007 (telecopier)

08/12/2008 VBUI11 00000058 061135 10539293
01 FC:1401 510.00 DA
02 FC:1251 120.00 DA